

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Atty. Docket: STOPPELMANN=2

In re Application of:	}	Conf. No.: 6934
Georg STOPPELMAN et al.		Art Unit: 4171
Appln. No.: 10/526,766 PCT/EP03/09683		Examiner: John E. USELDING
Filing Date: September 1, 2003 371 (C) Date: March 11, 2005		Washington D.C.
For: METHOD OF PRODUCING POLYAMIDE NANOCOMPOSITES AND INJECTION MOLDED PARTS PRODUCIBLE THEREFROM	}	August 7, 2008

REPLY TO RESTRICTION REQUIREMENT

Honorable Commissioner for Patents  
U.S. Patent and Trademark Office  
Customer Service Window  
Randolph Building, Mail Stop Amendment  
401 Dulany Street  
Alexandria, VA 22314

Sir:

Applicants acknowledge the oral restriction requirement and receipt of the restriction requirement Official Action of July 9, 2008, and applicants reply below.

First, however, applicants respectfully request the PTO to acknowledge receipt of applicants' papers filed under Section 119.

Restriction has been required among what the PTO considers as being two (2) separate inventions on the basis of purported lack of unity of invention under PCT Rules 13.1 and 13.2. As applicants must make an election even though the requirement is traversed, applicants hereby respectfully and provisionally elect Group I, presently claims 1-11 and 17-19, with traverse and without prejudice.

The PTO takes the position that Kojima EP 08 55920 and Frank USP 5,217,762, destroy unity of invention, but applicants do not see that this is correct. Moreover, even if it were correct, there is common subject matter between two groups of a narrower scope whereby there would still be a single general inventive concept under PCT Rules 13.1 and 13.2.

Accordingly, applicants believe and respectfully submit that both groups should be searched and examined in the same application. Withdrawal of the requirement and examination of all the claims on the merits are respectfully requested.

Applicants now respectfully await the results of a first examination on the merits.

Respectfully submitted,

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